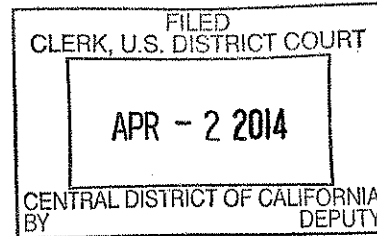


Ryan Lee (SBN: 235879)  
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mrosenthal@consumerlawcenter.com  
Krohn & Moss, Ltd.  
10474 Santa Monica Blvd., Suite 405  
Los Angeles, CA 90025  
Tel: (323) 988-2400  
Fax: (866) 861-1390  
BRADLEY BUTCHER



IN THE UNITED STATES DISTRICT COURT  
FOR THE CENTRAL DISTRICT OF CALIFORNIA  
WESTERN DIVISION

BRADLEY BUTCHER,

Plaintiff,

v.

CITIGROUP, INC.,

Defendant.

LA CV14 02480-MMM(JC)

Case No.:

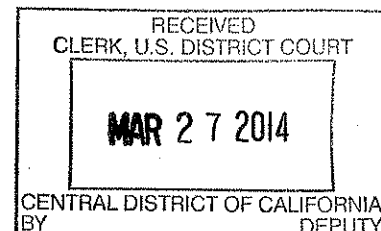
COMPLAINT AND DEMAND FOR  
JURY TRIAL

(Unlawful Debt Collection Practices)

BRADLEY BUTCHER (Plaintiff), by her attorneys, KROHN & MOSS, LTD., alleges  
the following against CITIGROUP, INC. (Defendant):

INTRODUCTION

1. Count I of Plaintiff's Complaint is based on the Telephone Consumer Protection Act, 28 U.S.C. § 227 *et seq.* (TCPA).
2. Count II of the Plaintiff's Complaint is based on Rosenthal Fair Debt Collection Practices Act, Cal. Civ. Code § 1788 *et seq.* (RFDCPA).



**JURISDICTION AND VENUE**

3. Jurisdiction of this Court arises pursuant to 28 U.S.C. § 1331 and 28 U.S.C. § 1367 grants this court supplemental jurisdiction over the state claims contained therein.
4. Defendant conducts business and is principally located in the State of California thereby establishing personal jurisdiction.
5. Venue is proper pursuant to 28 U.S.C. § 1391(b)(2).

**PARTIES**

6. Plaintiff is a natural person residing in Los Angeles, Los Angeles County, California.
7. Defendant is a business entity with offices located throughout the country, including an office in New York, New York.
8. Defendant acted through its agents, employees, officers, members, directors, heirs, successors, assigns, principals, trustees, sureties, subrogees, representatives, and insurers.

**FACTUAL ALLEGATIONS**

9. Defendant constantly and continuously places collection calls to Plaintiff seeking and demanding payment for an alleged debt.
10. Defendant places collection calls from telephone numbers, including, but not limited to, 877-437-1987.
11. Defendant places collection calls to Plaintiff's cellular telephone at phone number 818-448-96XX.
12. In or around November of 2013, Defendant began placing collection calls to Plaintiff on his cellular telephone, attempting to collect a debt for an individual named Jeremy Sloan.
13. Per its prior business practices, each of these collection calls were placed using an automatic telephone dialing system.
14. Defendant places one (1) to eight (8) calls to Plaintiff's cellular telephone on a daily

1 basis.

2 15. Plaintiff does not have any business dealings with Defendant, did not at any time provide  
3 Defendant with his cellular telephone number, nor did Plaintiff at any time provide  
4 consent for Defendant to place calls to his cellular telephone using an automated  
5 telephone dialing system.

6 16. On at least three (3) occasions, on January 23, 2014, January 24, 2014 and January 26,  
7 2014, Plaintiff spoke with a supervisor and requested that Defendant cease placing  
8 collection calls to his cell phone as he is not Jeremy Sloan, and that they have the wrong  
9 person.

10 17. Despite Plaintiff's insistence that Defendant is calling the wrong person, Defendant  
11 continued to place calls to Plaintiff at the following approximate dates and times:

- 12 • January 15, 2014: two (3) calls at 12:10 p.m., 3:12 p.m. and 6:16 p.m.
- 13 • January 16, 2014: three (3) calls at 8:11 a.m., 11:26 a.m. and 6:27 p.m.
- 14 • January 17, 2014: one (1) call at 5:46 p.m.
- 15 • January 18, 2014: three (3) calls at 8:17 a.m., 11:19 a.m. and 3:30 p.m.
- 16 • January 19, 2014: one (1) call at 10:49 a.m.
- 17 • January 20, 2014: three (3) calls at 8:35 a.m., 12:19 p.m. and 4:13 p.m.
- 18 • January 21, 2014: two (2) calls at 2:13 p.m. and 5:53 p.m.
- 19 • January 22, 2014: four (4) calls at 8:14 a.m., 12:27 p.m., 3:40 p.m. and 6:40 p.m.
- 20 • January 23, 2014: four (4) calls at: 8:26 a.m., 1:03 p.m., 4:07 p.m. and 7:13 p.m.
- 21 • January 24, 2014: four (4) calls at 8:38 a.m., 11:41 a.m., 2:59 p.m. and 6:08 p.m.
- 22 • January 25, 2014: three (3) calls at 8:29 a.m., 11:33 a.m. and 3:16 p.m.
- 23 • January 26, 2014: four (4) calls at 8:48 a.m., 10:50 a.m., 12:52 p.m., and 3:04  
24 p.m.
- 25 • January 27, 2014: three (3) calls, one of which at 8:40 a.m.

- 1 • January 29, 2014: two (2) calls at 5:11 p.m. and 8:33 p.m.
- 2 • January 30, 2014: four (4) calls at 9:25 a.m., 12:37 p.m., 4:41 p.m. and 8:54 p.m.
- 3 • January 31, 2014: four (4) calls at 9:12 a.m., 12:22 p.m., 3:23 p.m. and 6:23 p.m.
- 4 • February 1, 2014: four (4) calls at 9:24 a.m., 11:38 a.m., 1:40 p.m. and 3:43 p.m.
- 5 • February 2, 2014: two (2) calls at 9:42 a.m. and 11:48 a.m.
- 6 • February 3, 2014: four (4) calls at 9:22 a.m., 1:16 p.m., 4:18 p.m. and 7:19 p.m.
- 7 • February 4, 2014: four (4) calls at 9:20 a.m., 12:54 p.m., 4:46 p.m. and 7:47 p.m.
- 8 • February 5, 2014: three (3) calls at 9:12 a.m., 12:35 p.m. and 3:37 p.m.
- 9 • February 6, 2014: three (3) calls at 9:22 a.m., 12:47 p.m. and 3:50 p.m.
- 10 • February 7, 2014: four (4) calls at 9:27 a.m., 12:42 p.m., 3:58 p.m. and 6:59 p.m.
- 11 • February 8, 2014: four (4) calls at 9:40 a.m., 11:57 a.m., 3:58 p.m. and 4:05 p.m.
- 12 • February 9, 2014: two (2) calls at 9:41 a.m. and 11:43 a.m.
- 13 • February 10, 2014: six (6) calls at 8:26 a.m., 9:26 a.m., 11:40 a.m., 12:40 p.m.,  
14 2:41 p.m. and 3:41 p.m.
- 15 • February 11, 2014: seven (7) calls at 11:42 a.m., 12:42 p.m., 2:41 p.m., 4:23  
16 p.m., 5:23 p.m., 7:48 p.m., and 8:48 p.m.
- 17 • February 12, 2014: four (4) calls at 8:31 a.m., 9:31 a.m., 12:47 p.m. and 7:57  
18 p.m.
- 19 • February 13, 2014: four (4) calls at 9:59 a.m., 1:15 p.m., 4:23 p.m. and 7:29 p.m.
- 20 • February 14, 2014: eight (8) calls at 8:27 a.m., 9:27 a.m., 4:11 p.m., 1:09 p.m.,  
21 2:09 p.m., 4:11 p.m., 5:11 p.m. and 8:27 a.m.
- 22 • February 15, 2014: six (6) calls at 8:46 a.m., 9:46 a.m., 12:07 p.m., 1:07 p.m.,  
23 2:53 p.m. and 3:53 p.m.
- 24 • February 16, 2014: six (6) calls at 9:19 a.m., 12:33 p.m., 1:33 p.m., 2:44 p.m.,  
25 3:44 p.m. and 8:19 a.m.

- 1 • February 17, 2014: six (6) calls at 11:51 a.m., 12:51 p.m., 3:11 p.m., 4:11 p.m.,  
2 6:13 p.m., and 7:13 p.m.
- 3 • February 18, 2014: two (2) calls at 12:07 p.m. and 8:41 a.m.
- 4 • February 19, 2014: four (4) calls at 6:38 p.m., 2:55 p.m., 11:52 a.m. and 8:24  
5 a.m.
- 6 • February 20, 2014: four (4) calls at 6:07 p.m., 2:59 p.m., 11:46 a.m. and 8:26  
7 a.m.
- 8 • February 22, 2014: one (1) call at 11:55 a.m.
- 9 • February 23, 2014: two (2) calls at 12:01 p.m. and 9:34 a.m.
- 10 • February 24, 2014: three (3) calls at 6:38 p.m., 3:37 p.m. and 10:28 a.m.
- 11 • February 25, 2014: four (4) calls at 7:56 p.m., 4:00 p.m., 11:54 a.m. and 8:27  
12 a.m.
- 13 • February 26, 2014: four (4) calls at 7:00 p.m., 3:22 p.m., 11:53 a.m. and 8:40  
14 a.m.
- 15 • February 27, 2014: three (3) calls at 5:57 p.m., 11:54 a.m. and 8:28 a.m.
- 16 • February 28, 2014: two (2) calls at 5:36 p.m. and 9:00 a.m.
- 17 • March 1, 2014: one (1) call at 10:55 a.m.
- 18 • March 2, 2014: two (2) calls at 1:56 p.m. and 11:52 a.m.
- 19 • March 3, 2014: four (4) calls at 5:50 p.m., 2:50 p.m., 11:48 a.m. and 8:21 a.m.
- 20 • March 4, 2014: three (3) calls at 5:54 p.m., 11:49 a.m. and 8:24 a.m.
- 21 • March 5, 2014: three (3) calls at 5:55 p.m., 2:54 p.m. and 11:48 a.m.
- 22 • March 6, 2014: three (3) calls at 5:24 p.m., 2:15 p.m. and 10:47 a.m.
- 23 • March 7, 2014: two (2) calls at 5:56 p.m. and 8:46 a.m.
- 24 • March 8, 2014: three (3) calls at 9:36 a.m., 2:52 p.m. and 12:50 p.m.
- 25 • March 9, 2014: three (3) calls at 2:56 p.m., 12:55 p.m. and 10:54 a.m.

- March 10, 2014: three (4) calls at 8:32 a.m., 11:59 a.m., 3:06 p.m. and 6:07 p.m.
- March 11, 2014: four (4) calls at 8:39 a.m., 12:07 p.m., 3:17 p.m., and 6:18 p.m.
- March 12, 2014: two (2) calls at 8:29 a.m. and 1:55 p.m.
- March 13, 2014: four (4) calls at 8:18 a.m., 11:43 a.m., 2:50 p.m. and 5:51 p.m.
- March 14, 2014: three (3) calls at 9:07 a.m., 2:37 p.m. and 5:38 p.m.
- March 15, 2014: four (4) calls at 8:46 a.m., 10:55 p.m., 12:57 p.m., and 2:58 p.m.
- March 16, 2014: two (2) calls at 1:25 p.m. and 3:29 p.m.,
- March 17, 2014: three (3) calls at 8:21 a.m., 11:42 a.m. and 2:45 p.m.,
- March 18, 2014: four (4) calls at 8:49 a.m., 11:52 a.m., 3:25 a.m. and 6:26 p.m.,
- March 19, 2014: four (4) calls at 8:42 a.m., 1:26 a.m., 4:29 a.m. and 7:30 p.m.
- March 20, 2014: four (4) calls at 8:34 a.m., 1:11 p.m., 4:12 p.m., and 7:18 p.m.
- March 21, 2014: one (1) call at 8:39 a.m.

18. Defendant placed at least two-hundred seventeen (217) automated calls to Plaintiff without his consent to do so, including one hundred ninety-seven (197) calls after Plaintiff's request to cease.

#### COUNT I

#### DEFENDANT VIOLATED THE TELEPHONE CONSUMER PROTECTIONS ACT

19. Defendant's actions alleged *supra* constitute numerous negligent violations of the TCPA, entitling Plaintiff to an award of \$500.00 in statutory damages for each and every violation pursuant to 47 U.S.C. § 227(b)(3)(B).

20. Defendant's actions alleged *supra* constitute numerous and multiple knowing and/or willful violates of the TCPA, entitling Plaintiff to an award of \$1500.00 in statutory damages for each and every violation pursuant to 47 U.S.C. § 227(b)(3)(B) and 47 U.S.C. § 227(b)(3)(C).

1 Wherefore, Plaintiff, BRADLEY BUTCHER, respectfully requests judgment be entered  
2 against Defendant, CITIGROUP, INC. for the following:

- 3 21. Statutory damages of \$500.00 for each and every negligent violation of the TCPA  
4 pursuant to 47 U.S.C. § (b)(3)(B);
- 5 22. Statutory damages of \$1500.00 for each and every knowing and/or willful violation of  
6 the TCPA pursuant to 47 U.S.C. § (b)(3)(b) and 47 U.S.C. § (b)(3)(C);
- 7 23. All court costs, witness fees and other fees incurred; and
- 8 24. Any other relief that this Honorable Court deems appropriate.

9 **COUNT II**  
10 **DEFENDANT VIOLATED THE ROSENTHAL FAIR DEBT COLLECTION**  
11 **PRACTICES ACT**

12 25. Plaintiff repeats and realleges all of the allegations in Count I of Plaintiff's Complaint as  
13 the allegations in Count II of Plaintiff's Complaint.

14 26. Defendant violated the RFDCPA based on the following:

- 15 a. Defendant violated § 1788.11(d) of the RFDCPA by causing a telephone to ring  
16 repeatedly or continuously to annoy the person called;
- 17 b. Defendant violated § 1788.11(e) of the RFDCPA by communicating with  
18 Plaintiff with such frequency as to be unreasonable and to constitute a  
19 harassment to Plaintiff.
- 20 c. Defendant violated § 1788.17 of the RFDCPA by failing to comply with the Fair  
21 Debt Collection Practices, Act, 15 U.S.C. § 1692 *et seq.*, to wit:

- 22 1. Defendant violated §1692d of the FDCPA by engaging in conduct the  
23 natural consequence of which is to harass, oppress, or abuse Plaintiff;
- 24 2. Defendant violated §1692d(6) of the FDCPA by causing a telephone to  
25 ring repeatedly or continuously with intent to annoy, harass, or abuse  
Plaintiff.



1 WHEREFORE, Plaintiff, BRADLEY BUTCHER, respectfully requests judgment be  
2 entered against Defendant, CITIGROUP, INC. for the following:

3 27. Statutory damages of \$1,000.00 pursuant to the Rosenthal Fair Debt Collection  
4 Practices Act, Cal. Civ. Code §1788.30(b),

5 28. Costs and reasonable attorneys' fees pursuant to the Rosenthal Fair Debt Collection  
6 Practices Act, Cal. Civ Code § 1788.30(c), and

7 29. Any other relief that this Honorable Court deems appropriate.

8  
9 DATED: March 25, 2014

RESPECTFULLY SUBMITTED,  
KROHN & MOSS, LTD.

10  
11 By: /s/

Ryan Lee  
Attorney for Plaintiff

12  
13 **DEMAND FOR JURY TRIAL**

14 PLEASE TAKE NOTICE that Plaintiff, BRADLEY BUTCHER, demands a jury trial in  
15 this case.  
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25



VERIFICATION OF COMPLAINT AND CERTIFICATION

STATE OF CALIFORNIA

Plaintiff, BRADLEY BUTCHER, states as follows:

1. I am the Plaintiff in this civil proceeding.
2. I have read the above-entitled civil Complaint prepared by my attorneys and I believe that all of the facts contained in it are true, to the best of my knowledge, information and belief formed after reasonable inquiry.
3. I believe that this civil Complaint is well grounded in fact and warranted by existing law or by a good faith argument for the extension, modification or reversal of existing law.
4. I believe that this civil Complaint is not interposed for any improper purpose, such as to harass any Defendant(s), cause unnecessary delay to any Defendant(s), or create a needless increase in the cost of litigation to any Defendant(s), named in the Complaint.
5. I have filed this Complaint in good faith and solely for the purposes set forth in it.
6. Each and every exhibit I have provided to my attorneys which has been attached to this Complaint is a true and correct copy of the original.
7. Except for clearly indicated redactions made by my attorneys where appropriate, I have not altered, changed, modified or fabricated these exhibits, except that some of the attached exhibits may contain some of my own handwritten notations.

Pursuant to 28 U.S.C. § 1746(2), I, BRADLEY BUTCHER, hereby declare (or certify, verify or state) under penalty of perjury that the foregoing is true and correct.

DATE: 8-7-14

  
BRADLEY BUTCHER

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

NOTICE OF ASSIGNMENT TO UNITED STATES JUDGES

This case has been assigned to District Judge Margaret M. Morrow and the assigned Magistrate Judge is Jacqueline Chooljian.

The case number on all documents filed with the Court should read as follows:

2:14-cv-02480-MMM (JCx)

Pursuant to General Order 05-07 of the United States District Court for the Central District of California, the Magistrate Judge has been designated to hear discovery related motions.

All discovery related motions should be noticed on the calendar of the Magistrate Judge.

Clerk, U. S. District Court

April 2, 2014

Date

By Rudy Lopez  
Deputy Clerk

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NOTICE TO COUNSEL

*A copy of this notice must be served with the summons and complaint on all defendants (if a removal action is filed, a copy of this notice must be served on all plaintiffs).*

**Subsequent documents must be filed at the following location:**

☒ Western Division  
312 N. Spring Street, G-8  
Los Angeles, CA 90012

☐ Southern Division  
411 West Fourth St., Ste 1053  
Santa Ana, CA 92701

☐ Eastern Division  
3470 Twelfth Street, Room 134  
Riverside, CA 92501

**Failure to file at the proper location will result in your documents being returned to you.**

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

BRADLEY BUTCHER

CASE NUMBER

PLAINTIFF(S)

v.

LA

CV 14 02480-MMM (JC)

CITIGROUP, INC

DEFENDANT(S).

**SUMMONS**TO: DEFENDANT(S): CITIGROUP, INC

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached ☒ complaint ☐ amended complaint ☐ counterclaim ☐ cross-claim or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, Ryan Lee, Esq., whose address is Krohn & Moss, Ltd.; 10474 Santa Monica Blvd., Suite 405; Los Angeles, CA 90025. If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Clerk, U.S. District Court

Dated: APR - 2 2014By: Rudy

Deputy Clerk

(Seal of the Court)

1164

[Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States. Allowed 60 days by Rule 12(a)(3)].

## CIVIL COVER SHEET

I. (a) PLAINTIFFS (Check box if you are representing yourself ☐)

BRADLEY BUTCHER

DEFENDANTS (Check box if you are representing yourself ☐)

CITIGROUP, INC

(b) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same information.)  
 Krohn & Moss, Ltd.; Ryan Lee, Esq. 10474 Santa Monica Blvd., Suite 405; Los Angeles, CA 90025 (323) 988-2400

(b) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same information.)

## II. BASIS OF JURISDICTION (Place an X in one box only.)

- ☐ 1. U.S. Government Plaintiff  
☐ 2. U.S. Government Defendant  
☒ 3. Federal Question (U.S. Government Not a Party)  
☐ 4. Diversity (Indicate Citizenship of Parties in Item III)

## III. CITIZENSHIP OF PRINCIPAL PARTIES—For Diversity Cases Only (Place an X in one box for plaintiff and one for defendant)

- |   |                                |                                |   |                                |                                |
|---|--------------------------------|--------------------------------|---|--------------------------------|--------------------------------|
| Citizen of This State                   | PTF <input type="checkbox"/> 1 | DEF <input type="checkbox"/> 1 | Incorporated or Principal Place of Business in this State     | PTF <input type="checkbox"/> 4 | DEF <input type="checkbox"/> 4 |
| Citizen of Another State                | <input type="checkbox"/> 2     | <input type="checkbox"/> 2     | Incorporated and Principal Place of Business in Another State | <input type="checkbox"/> 5     | <input type="checkbox"/> 5     |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3     | <input type="checkbox"/> 3     | Foreign Nation  | <input type="checkbox"/> 6     | <input type="checkbox"/> 6     |

## IV. ORIGIN (Place an X in one box only.)

- ☒ 1. Original Proceeding  
☐ 2. Removed from State Court  
☐ 3. Remanded from Appellate Court  
☐ 4. Reinstated or Reopened  
☐ 5. Transferred from Another District (Specify)  
☐ 6. Multi-District Litigation

V. REQUESTED IN COMPLAINT: JURY DEMAND: ☒ Yes ☐ No (Check "Yes" only if demanded in complaint.)

CLASS ACTION under F.R.Cv.P. 23: ☐ Yes ☒ No ☐ MONEY DEMANDED IN COMPLAINT: \$

VI. CAUSE OF ACTION (Cite the U.S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.)  
 15 USC 1692 et seq.; Unlawful and Abusive Debt Collection Practices

## VII. NATURE OF SUIT (Place an X in one box only.)

OTHER STATUTES	CONTRACT	REAL PROPERTY CONT	IMMIGRATION	PRISONER PETITIONS	PROPERTY RIGHTS
<input type="checkbox"/> 375 False Claims Act	<input type="checkbox"/> 110 Insurance	<input type="checkbox"/> 240 Torts to Land	<input type="checkbox"/> 462 Naturalization Application	<b>Habeas Corpus:</b>	<input type="checkbox"/> 820 Copyrights
<input type="checkbox"/> 400 State Reapportionment	<input type="checkbox"/> 120 Marine	<input type="checkbox"/> 245 Tort Product Liability	<input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 463 Alien Detainee	<input type="checkbox"/> 830 Patent
<input type="checkbox"/> 410 Antitrust	<input type="checkbox"/> 130 Miller Act	<input type="checkbox"/> 290 All Other Real Property	<b>TORTS</b>	<input type="checkbox"/> 510 Motions to Vacate Sentence	<input type="checkbox"/> 840 Trademark
<input type="checkbox"/> 430 Banks and Banking	<input type="checkbox"/> 140 Negotiable Instrument	<b>PERSONAL PROPERTY</b>	<input type="checkbox"/> 370 Other Fraud	<input type="checkbox"/> 530 General	<b>SOCIAL SECURITY</b>
<input type="checkbox"/> 450 Commerce/ICC Rates/Etc.	<input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment	<input type="checkbox"/> 310 Airplane	<input type="checkbox"/> 371 Truth in Lending	<input type="checkbox"/> 535 Death Penalty	<input type="checkbox"/> 861 HIA (1395ff)
<input type="checkbox"/> 460 Deportation	<input type="checkbox"/> 151 Medicare Act	<input type="checkbox"/> 315 Airplane Product Liability	<input type="checkbox"/> 380 Other Personal Property Damage	<b>Other:</b>	<input type="checkbox"/> 862 Black Lung (923)
<input type="checkbox"/> 470 Racketeer Influenced & Corrupt Org.	<input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Vet.)	<input type="checkbox"/> 320 Assault, Libel & Slander	<input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 540 Mandamus/Other	<input type="checkbox"/> 863 DIWC/DIWW (405 (g))
<input checked="" type="checkbox"/> 480 Consumer Credit	<input type="checkbox"/> 153 Recovery of Overpayment of Vet. Benefits	<input type="checkbox"/> 330 Fed. Employers' Liability	<b>BANKRUPTCY</b>	<input type="checkbox"/> 550 Civil Rights	<input type="checkbox"/> 864 SSID Title XVI
<input type="checkbox"/> 490 Cable/Sat TV	<input type="checkbox"/> 160 Stockholders' Suits	<input type="checkbox"/> 340 Marine	<input type="checkbox"/> 422 Appeal 28 USC 158	<input type="checkbox"/> 555 Prison Condition	<input type="checkbox"/> 865 RSI (405 (g))
<input type="checkbox"/> 850 Securities/Commodities/Exchange	<input type="checkbox"/> 190 Other Contract	<input type="checkbox"/> 345 Marine Product Liability	<input type="checkbox"/> 423 Withdrawal 28 USC 157	<input type="checkbox"/> 560 Civil Detainee Conditions of Confinement	<b>FEDERAL TAX SUITS</b>
<input type="checkbox"/> 890 Other Statutory Actions	<input type="checkbox"/> 195 Contract Product Liability	<input type="checkbox"/> 350 Motor Vehicle	<b>CIVIL RIGHTS</b>	<b>FORFEITURE/PENALTY</b>	<input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)
<input type="checkbox"/> 891 Agricultural Acts	<input type="checkbox"/> 196 Franchise	<input type="checkbox"/> 355 Motor Vehicle Product Liability	<input type="checkbox"/> 440 Other Civil Rights	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881	<input type="checkbox"/> 871 IRS-Third Party 26 USC 7609
<input type="checkbox"/> 893 Environmental Matters	<b>REAL PROPERTY</b>	<input type="checkbox"/> 360 Other Personal Injury	<input type="checkbox"/> 441 Voting	<input type="checkbox"/> 690 Other	
<input type="checkbox"/> 895 Freedom of Info. Act	<input type="checkbox"/> 210 Land Condemnation	<input type="checkbox"/> 362 Personal Injury-Med Malpractice	<input type="checkbox"/> 442 Employment	<b>LABOR</b>	
<input type="checkbox"/> 896 Arbitration	<input type="checkbox"/> 220 Foreclosure	<input type="checkbox"/> 365 Personal Injury-Product Liability	<input type="checkbox"/> 443 Housing/Accommodations	<input type="checkbox"/> 710 Fair Labor Standards Act	
<input type="checkbox"/> 899 Admin. Procedures Act/Review of Appeal of Agency Decision	<input type="checkbox"/> 230 Rent Lease & Ejectment	<input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability	<input type="checkbox"/> 445 American with Disabilities-Employment	<input type="checkbox"/> 720 Labor/Mgmt. Relations	
<input type="checkbox"/> 950 Constitutionality of State Statutes		<input type="checkbox"/> 368 Asbestos Personal Injury Product Liability	<input type="checkbox"/> 446 American with Disabilities-Other	<input type="checkbox"/> 740 Railway Labor Act	
			<input type="checkbox"/> 448 Education	<input type="checkbox"/> 751 Family and Medical Leave Act	
				<input type="checkbox"/> 790 Other Labor Litigation	
				<input type="checkbox"/> 791 Employee Ret. Inc. Security Act	

FOR OFFICE USE ONLY:

Case Number:

LA CV14 02480-mmm (JC)



**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA**  
**CIVIL COVER SHEET**

**VIII. VENUE:** Your answers to the questions below will determine the division of the Court to which this case will most likely be initially assigned. This initial assignment is subject to change, in accordance with the Court's General Orders, upon review by the Court of your Complaint or Notice of Removal.

<b>Question A: Was this case removed from state court?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No  If "no," go to Question B. If "yes," check the box to the right that applies, enter the corresponding division in response to Question D, below, and skip to Section IX.	STATE CASE WAS PENDING IN THE COUNTY OF:		INITIAL DIVISION IN CACD IS:
	<input type="checkbox"/> Los Angeles		Western
	<input type="checkbox"/> Ventura, Santa Barbara, or San Luis Obispo		Western
	<input type="checkbox"/> Orange		Southern
	<input type="checkbox"/> Riverside or San Bernardino		Eastern

<b>Question B: Is the United States, or one of its agencies or employees, a party to this action?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No  If "no," go to Question C. If "yes," check the box to the right that applies, enter the corresponding division in response to Question D, below, and skip to Section IX.	If the United States, or one of its agencies or employees, is a party, is it:		INITIAL DIVISION IN CACD IS:
	A PLAINTIFF?	A DEFENDANT?	
	Then check the box below for the county in which the majority of DEFENDANTS reside:		Then check the box below for the county in which the majority of PLAINTIFFS reside:
	<input type="checkbox"/> Los Angeles	<input type="checkbox"/> Los Angeles	Western
	<input type="checkbox"/> Ventura, Santa Barbara, or San Luis Obispo	<input type="checkbox"/> Ventura, Santa Barbara, or San Luis Obispo	Western
	<input type="checkbox"/> Orange	<input type="checkbox"/> Orange	Southern
	<input type="checkbox"/> Riverside or San Bernardino	<input type="checkbox"/> Riverside or San Bernardino	Eastern
<input type="checkbox"/> Other	<input type="checkbox"/> Other	Western	

Question C: Location of plaintiffs, defendants, and claims?	A Los Angeles County	B Ventura, Santa Barbara, or San Luis Obispo Counties	C Orange County	D Riverside or San Bernardino Counties	E Outside the Central District of California	F Other
Indicate the location in which a majority of plaintiffs reside:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Indicate the location in which a majority of defendants reside:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Indicate the location in which a majority of claims arose:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

<b>C.1. Is either of the following true? If so, check the one that applies:</b>  <input type="checkbox"/> 2 or more answers in Column C <input type="checkbox"/> only 1 answer in Column C and no answers in Column D  Your case will initially be assigned to the SOUTHERN DIVISION. Enter "Southern" in response to Question D, below.  If none applies, answer question C2 to the right. →	<b>C.2. Is either of the following true? If so, check the one that applies:</b>  <input type="checkbox"/> 2 or more answers in Column D <input type="checkbox"/> only 1 answer in Column D and no answers in Column C  Your case will initially be assigned to the EASTERN DIVISION. Enter "Eastern" in response to Question D, below.  If none applies, go to the box below. ↓
Your case will initially be assigned to the WESTERN DIVISION. Enter "Western" in response to Question D below.	

<b>Question D: Initial Division?</b>  Enter the initial division determined by Question A, B, or C above: →	INITIAL DIVISION IN CACD  WESTERN
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**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA**  
**CIVIL COVER SHEET**

**IX(a). IDENTICAL CASES:** Has this action been previously filed in this court and dismissed, remanded or closed? ☒ NO ☐ YES

If yes, list case number(s): \_\_\_\_\_

**IX(b). RELATED CASES:** Have any cases been previously filed in this court that are related to the present case? ☒ NO ☐ YES

If yes, list case number(s): \_\_\_\_\_

**Civil cases are deemed related if a previously filed case and the present case:**

- (Check all boxes that apply) ☐ A. Arise from the same or closely related transactions, happenings, or events; or  
☐ B. Call for determination of the same or substantially related or similar questions of law and fact; or  
☐ C. For other reasons would entail substantial duplication of labor if heard by different judges; or  
☐ D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

**X. SIGNATURE OF ATTORNEY**

**(OR SELF-REPRESENTED LITIGANT):** \_\_\_\_\_

**DATE:** 3/25/2014

**Notice to Counsel/Parties:** The CV-71 (JS-44) Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3-1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet).

Key to Statistical codes relating to Social Security Cases:

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405 (g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405 (g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405 (g))